

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF SOUTH DAKOTA
SOUTHERN DIVISION

LIBERTARIAN PARTY OF SOUTH
DAKOTA, et al.,

Plaintiffs,

V.

SHANTEL KREBS, et al.,

Defendants.

Civ. No. 4:15-4111-KES

PLAINTIFFS' MOTION FOR SUMMARY JUDGMENT

Plaintiffs hereby respectfully move this Honorable Court for Summary Judgment pursuant to Rule 56(a), F. R. Civ. P. on the grounds that SDCL 12-5-1 violates Plaintiffs' First and Fourteenth Amendment rights. The evidence shows that there is no genuine dispute as to any material fact and that the movants are entitled to judgment as a matter of law for reasons set forth in an accompanying brief.

Respectfully submitted this 23rd day of July, 2016.

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CERTIFICATE OF SERVICE

I hereby certify that on July 23, 2016, I electronically filed the foregoing Motion with the Clerk of Court using the CM/ECF system which sent a notice of electronic filing to the following person:

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/s/ Stephen L. Pevar
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